

The Honorable RICHARD A. JONES
U.S. Magistrate Judge MICHELLE L. PETERSON

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

MICHAEL ROGERS, RONALD
ACKERSON, and DAMIEN RIVERA *et al.*,

Plaintiffs,

vs.

DEPARTMENT OF CHILDREN, YOUTH
and FAMILIES (DCYF) *et al.*,

Defendants.

CASE NO. 3:21-cv-05248-RAJ-MLP

STIPULATION AND ORDER
EXTENDING TIME FOR
ANSWER AND SETTING
SINGLE DATE

NOTE ON MOTION CALENDAR:
APRIL 28, 2021

I. STIPULATION

The parties, by and through their respective attorneys of record, hereby stipulate to the following:

1. The parties agree that the current schedule in this matter should be amended to allow for one date for the answering of Plaintiffs' Class Action Complaint (Dkt. #1) by all Defendants. This agreement was the product of a meet-and-confer conference occurring on April 27, 2021, in part regarding Defendants' counsel's proposed Rule 12 motion. Plaintiffs' counsel asked for additional time to study and consider the issues presented by the motion as discussed at the conference, including citations of authority to be provided by Defendants' counsel.

2. Currently, the individually named Defendants have not yet been personally served with the summonses and complaint in this matter. However, they are willing to waive personal service as part of the schedule set forth in the Order below in which a single answer for all Defendants would be filed, on or after the time that Defendants file their Rule 12 motion. Plaintiffs' counsel has already provided proposed waivers of service to Defendants' counsel.

3. The parties are willing to set by order a date of June 1, 2021 for all Defendants to answer Plaintiffs' Class Action Complaint.

RESPECTFULLY SUBMITTED this 28th day of April 2021.

COLUMBIA LEGAL SERVICES

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II. ORDER

IT IS HEREBY ORDERED that:

1. The stipulation of the parties is APPROVED AND ADOPTED. All Defendants shall answer Plaintiffs' Class Action Complaint (Dkt. #1) on or by June 1, 2021.

2. Defendants' counsel shall file completed waivers of service for the individually named Defendants with the Court through the ECF system.

Dated this 29th day of April, 2021.



MICHELLE L. PETERSON
United States Magistrate Judge

1 Presented by:

2 ROBERT W. FERGUSON
3 Attorney General

4
5 s/ Daniel J. Judge

6 DANIEL J. JUDGE, WSBA No. 17392
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1 **CERTIFICATE OF SERVICE**

2 I certify under penalty of perjury of the laws of the state of Washington and the United
3 States that on April 28th, 2021, I caused the Stipulation and Order Extending Time for Answer
4 and Setting Single Date to be electronically filed with the Clerk of the Court using the CM/ECF
5 System, which will automatically generate a Notice of Electronic Filing (NEF) to all Parties in
6 this action who are registered users of the CM/ECF System. The NEF specifically identifies
7 recipients of electronic notice.

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11 By: s/ Daniel J. Judge

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